

1 through, NMTV, JEB, CET, owned and operated, would there be
2 any other class of stations or company that has station li-
3 censes that you would devote time to in a typical week?

4 A It wouldn't be a typical week, but there, there
5 would be occasions where some time would be devoted to affili-
6 ate relations with, you know, stations that Trinity has no
7 either ownership or membership involvement in whatsoever.

8 Q Would it be fair to state that an involvement with,
9 with those entities would be noticeably less than 25 hours per
10 year?

11 A Yes, sir. I believe it would be the case.

12 Q And how about your foreign stations? How much time
13 typically would be devoted to, to those during a week?

14 A That is growing considerably, and I would say that
15 in the foreign station arena typically two or three or even
16 more hours per week would be devoted to those efforts.

17 Q Now, moving up to paragraph 20 of your testimony,
18 and this focuses on the period of time when Mrs. Duff became a
19 Director of TBN.

20 A Yes. I've read 20.

21 Q Very good. To your knowledge, how long had Mrs. --
22 or had Mrs. Duff, excuse me, had Mrs. Duff been a Director of
23 any corporation prior to the time she became a member of the
24 Board at TBN?

25 A I am not aware of it if she was.

1 Q All right. So, that would also be the case if I
2 were to narrow the question and say how -- you know, had you
3 any knowledge of Mrs. Duff being a Director of a nonprofit
4 religious corporation before becoming a member of the Board of
5 TBN?

6 A I, I'm not aware of that, sir, if that were the
7 case.

8 Q Can you tell us how long Mrs. Duff had been employed
9 at TBN before she became a member of the Board of Directors?

10 A No, sir. I, I, I really don't have a fix on that.
11 It, it would have not been terribly long, but I just couldn't
12 give you the exact amount of time.

13 Q It would be -- would it be fair to state that it was
14 less than a month?

15 A I'm afraid to even say that, Mr. Shook. I, I just
16 really don't know.

17 Q Now, I would like to start looking at the, the
18 documents. All right. Dr. Crouch, let's see if we can start
19 in the beginning. Take Volume 1, Exhibit 1. Are you there,
20 sir?

21 A Yes, sir.

22 Q Now, I'm not asking you to, to study the document.
23 Basically, the way I understand this document, these are
24 resolutions and it concerns banking matters relative to TBN.
25 Would that be fair?

1 A Yes, sir.

2 Q Now, would it be fair to state that the resolutions
3 here are indicative of efforts to involve Mrs. Duff in finan-
4 cial matters concerning TBN?

5 A You mean as a -- an Assistant Secretary?

6 Q Yes, sir.

7 A I think that would be a fair statement, yes.

8 Q Let's move on to Exhibit 2. All right. Again, you
9 don't have to study these. I'll, I'll point things out as we
10 go along. The first paragraph, just to clarify, you see the
11 last line there with reference to a Colby Myers?

12 A Yes.

13 Q It's our understanding that that's Colby May.

14 A I, I believe that's true.

15 Q You don't know of anybody named Colby Myers, do you?

16 A No, sir.

17 Q Now, moving down to the last paragraph that appears
18 on page 2, there are a list of persons who the Board then
19 approved for ordination. Do you see that?

20 A Yes.

21 Q Now, can you see numbers five and six, Jane Duff and
22 Ralph Duff?

23 A Yes.

24 Q Now, there has been testimony that Mr. Duff was
25 never an employee of TBN. Is that what your understanding is?

1 A Yes.

2 Q Was it unusual for TBN to ordain someone who was not
3 an employee?

4 A It was a much fewer number than those who were
5 employed, but through the years we have ordained, ordained a
6 number of people that are, are not employees.

7 Q Very good.

8 (Off the record.)

9 (On the record.)

10 BY MR. SHOOK:

11 Q Was Mr. Duff's ordination related in any way to his
12 being an Officer of any TBN owned and operated corporation?

13 A I really don't know. The, the people that approach
14 us for ordination simply do so, in my understanding, because
15 they, they feel a calling for such ordination.

16 Q All right. So, that the typical ordination process
17 is not TBN seeking out individuals or asking individuals, it's
18 the other way, the individuals asking TBN for ordination?

19 A Yes.

20 Q Now, what understanding, if any, did you have as to
21 the effect of ordination on the Duff's financial situation?

22 A I have no understanding of any impact.

23 Q No impact whatsoever?

24 A I have no knowledge of that.

25 Q Was ordination something that was automatically

1 continued from year to year or did it automatically expire
2 after one year?

3 A It typically expired and was renewed year to year.

4 Q Was that expiration set forth in any corporate
5 document or is it simply an unwritten policy?

6 A I'm not sure if it was any corporate document, but
7 it was, as I recall, on the, on the face of the Ordination
8 Certificate itself and the attendant card that was issued with
9 it that it expired in one year. I believe.

10 Q Very good. I would like you to turn to page 2.
11 Now, page 2 references consideration of a loan commitment to
12 Florida, Trinity Broadcasting of Florida --

13 A Yes.

14 Q -- in the amount of \$1,500,000. Do you see that?

15 A Yes, sir.

16 Q Now, would it be typical when monies were leant
17 pursuant to such a resolution that there would be no note
18 executed by a corporation such as Trinity Broadcasting of
19 Florida in respect to that money?

20 A That is true. The record of those monies were of
21 course noted on the books and the records of, of the corpora-
22 tions, of both corporations, as a loan and as a, as a obliga-
23 tion. But since the Board members were, in most cases, a
24 majority or in some cases common, it was not felt by myself or
25 by the Board, apparently, that it was necessary to issue a

1 formal note.

2 Q Do you recall -- now, was that a practice that was
3 utilized first with Arizona?

4 A I, I believe it was. Funds had to be loaned, typi-
5 cally, from Trinity Broadcasting Network headquarters to the
6 stations that were coming on line.

7 Q Now, what I'd like, what I'd like you to do is --
8 now, remember to look at the date here. This is July 15,
9 1980, when this happened and we're talking about Florida here.
10 And when I go back to Arizona I'm -- in my mind Arizona is the
11 first outside station, the first station other than your
12 Orange County Station.

13 A That's correct.

14 Q And, so, the, the practice of one Board committing
15 to loan money to another corporation such as Trinity Broad-
16 casting of Florida, and when that loan takes place, that there
17 is no note, that that is something that had occurred previous-
18 ly with Arizona and it also occurred with Oklahoma City?

19 A I believe it had.

20 Q And that that was a typical Trinity practice?

21 A I believe that was and is the case.

22 Q Now, I'd like to move on to Exhibit 3. You can be
23 happy to know I'm not going to ask you about the numbers. In
24 terms of the company names that are noted, I see that each one
25 of them starts off with the word "Trinity."

1 A Yes.

2 Q Outside of the word "Trinity," what, if any, common
3 relationship did these companies have?

4 A Well, primarily, I guess, the commonality of Board
5 members, as we've already discussed.

6 Q Very good. I'd like to move to Exhibit 5. Now,
7 here we have a Special Meeting, and as you've testified or at
8 least as I understand your testimony, Special Meetings were
9 generally triggered by some event of some kind. Now, with
10 that in mind, the second paragraph talks about: "The Board
11 considered recent action by the FCC in changing the rules
12 applicable to translators." Do you see that?

13 A Yes.

14 Q And then take a look at also the third paragraph.

15 A Yes, I see that.

16 Q Now, keep in mind that Translator TV, Inc., was
17 formed five days later. This is September 11th and Translator
18 TV, Inc., was formed September 16th. First of all, do you
19 recall receiving notice from anyone as to what the FCC action
20 was that's being referred to here?

21 A No. I, I can put my finger on nothing specific in
22 that area.

23 Q Now, at this time your FCC counsel was Gammon and
24 Grange, correct?

25 A Yes.

1 Q Would it have been the typical practice for someone
2 in that law firm to notify you when they thought some signifi-
3 cant action took place that might have an effect on your
4 business?

5 A That would certainly be typical. I just don't have
6 an independent recollection of it.

7 Q Right. Well, we can -- we'll work with that. Would
8 it typically have been at this time Mr. Gammon himself who
9 would have notified you?

10 A It certainly could have been.

11 Q Could have. Well, I'm, I'm looking for a typical
12 situation, if one exists.

13 A Yes. If it were an important matter, it would have
14 been Mr. Gammon himself who would have notified myself or, or
15 at least a senior member of my staff.

16 Q Now, focusing on those two paragraphs that I -- that
17 we've just been talking about, would it be fair to -- for us
18 to assume that the FCC rules that are referenced here was what
19 triggered the formation of Translator TV, Inc.?

20 A I've searched my memory the best I can, Mr. Shook,
21 and, and I, I don't have a clear independent recollection, but
22 I truly believe that, that it was that that triggered our
23 action to form Translator TV, Inc.

24 Q Now, with that in mind, can you recall any informa-
25 tion transmitted to you that informed you what it was the FCC

1 had done and what you should do or could do in response to
2 that?

3 A No. I can't, I can't put my finger on that. All,
4 all I know is we were, we were hoping at that point to -- that
5 the Commission would allow us to, to feed these translator
6 stations, I think a few of which we had already acquired for
7 Channel 40 in southern California and we're feeding a few over
8 the mountain to Palm Springs and I don't remember where all.
9 But our, our concept was to create what -- and I think we even
10 termed a new phrase, the Satellator stations, whereby we could
11 be able to feed a low-power translator station by satellite,
12 for example, in Denver, Colorado, as, as we do even today, and
13 that was really in my mind. I was, I was hoping that we would
14 be able to create a network of these low-powered stations,
15 because many communities don't really need a full-power sta-
16 tion to serve them, smaller communities, and this would have
17 been a very practical low-cost way to serve these communities
18 with the programming of, of Trinity.

19 Q Now, I'd like to move on to Exhibit 6. I recognize
20 that this letter is written by Mr. Juggert. What I'm inter-
21 ested in is whether you can recall having any input into this
22 letter?

23 A I generally recalled that I commissioned Mr. Juggert
24 to file the, the corporate papers necessary to create this new
25 corporation, but beyond that I, I really don't have any clear

1 independent recollection.

2 Q Now, let me see if I can focus, focus your thoughts
3 on the formation of Translator TV, Inc. Exhibit -- our
4 Exhibit 4 -- excuse me. Exhibit 5, rather. We had talked
5 about Commission action taking place on or about September 11
6 and then you being notified of, of what the Commission action
7 was. Now, it's September 16 and we have the preparation of
8 the Articles and we also have the picking of the Directors.
9 Were you the person who had picked who the Directors were
10 going to be?

11 A Yes.

12 Q And you had notified -- personally notified Reverend
13 Espinoza or talked to him about this?

14 A I, I've really searched my mind, Mr. Shook, and I do
15 dimly recall a telephone conversation that I had with Mr.
16 Espinoza. I knew Mr. Es-- Reverend Espinoza. He's the pastor
17 of a great church there in southern California. He had been
18 providing some programming for Trinity Broadcasting and I just
19 knew of his involvement in the southern California --
20 particularly the minority community, and I just felt like he
21 would be an excellent candidate for this position.

22 Q Now, Jane is already -- Jane Duff is already a
23 Director of TBN, and so she's one choice as Director, and the
24 choice of Reverend Espinoza was triggered specifically by the
25 notion that you needed to have another minority on the Board?

1 A Yes.

2 Q Now, I'd like you to go back to Exhibit 6. I'm not
3 sure if you're there.

4 A I'm there.

5 Q Now, three paragraphs from the bottom, it starts
6 off, "Do you have..." Do you see that?

7 A Yes.

8 Q Now, do you recall any answer coming to that -- to
9 those two questions that appear in that paragraph?

10 A No, sir.

11 Q In other words, do you have a recommendation with
12 respect to the Translator equipment itself, that is, which
13 corporation should own it? You don't remember there being any
14 answer to those questions?

15 A No, sir.

16 Q Next paragraph. Do you recall -- you know, take as
17 much time as you need. Do you recall there being any answer
18 to that question?

19 A No, sir. I, I don't recall any, any answer to that
20 question either.

21 Q All right. Just so that the record is clear, that,
22 that what I'm referring to is, "Finally in those states where
23 we have existing corporations such as Washington, Colorado,
24 and Texas, should we use the new entity and, if so, should it
25 bear any relationship to the new corporation?" You don't

1 remember any answer coming to that question?

2 A No, sir.

3 Q All right. Let's move on to Exhibit 7. You may
4 recall yesterday there was some back and forth between you
5 and, I believe, the Judge relative to this. The question that
6 I have for you is more of a general one. Do you recall having
7 any input into the preparation of these articles or was this
8 something that was entirely Mr. Juggert's work?

9 A I simply commissioned Mr. Juggert to form the corpo-
10 ration and I recall no input whatsoever other than the fact
11 that it too should be a not-for-profit organization whose
12 general primary purpose would be religious.

13 Q Was anything expressed to Mr. Juggert about the
14 place of minorities in this corporation or what, what was
15 special about this corporation relative to minorities?

16 A He certainly was aware because of the, the meeting
17 that we had had, that this was to be a minority dominated
18 Board of directors. Other than that, I'm not aware of any-
19 thing else.

20 Q Can you flesh out a little bit the meeting that you
21 just made reference to? You -- this is a meeting between
22 yourself and Mr. Juggert? Or perhaps just a telephone call
23 between yourself --

24 A Could have been a telephone call. It could have
25 been a meeting. I, I really don't recall.

1 Q But some communication took place?

2 A I certainly know that I commissioned Mr. Juggert to
3 form this corporation, yes, sir.

4 JUDGE CHACHKIN: At 11:00 we're going to take a 10-
5 minute recess. Is this a good time?

6 MR. SHOOK: This would be a fine time, Your Honor.

7 JUDGE CHACHKIN: All right. We'll take a 10-minute
8 recess at this time.

9 (Whereupon, a recess began at 10:58 a.m. and ended
10 at 11:10 a.m.)

11 BY MR. SHOOK:

12 Q Dr. Crouch, I'd now like to focus your attention on
13 Mass Media Exhibit No. 9.

14 A Yes, sir. I'm there.

15 Q All right. First, I would like you to look at
16 Section 3. It's on the first page. I guess I misspoke. It's
17 going to be Roman Numeral II, and they're not delineated in
18 any way, but Section 3 of II.

19 A Yes. I see that. Um-hum.

20 Q Where it speaks of termination of membership?

21 A Yes.

22 Q Now, Mr. Juggert drafted these by-laws, correct?

23 A Yes.

24 Q Can you tell us how Section 3 of Part II came to be
25 written?

1 A I really don't know, Mr. Shook. I, I just -- I
2 think all lawyers have a certain amount of boilerplate lan-
3 guage in the formation of new corporations and this sort of
4 looks like that to me. I -- honestly, I don't know.

5 Q All right. Well, perhaps I can help your memory
6 here a little bit. Now, I'd like you to turn to your own
7 testimony, paragraph 24, page 11. Why don't you just scan
8 through that.

9 A Yes. I'm generally aware of that section of my
10 testimony.

11 Q Now, what I understand your testimony to be here is
12 that you are distinguishing between the By-Laws of TBN and the
13 By-Laws of Translator TV, Inc.?

14 A Yes.

15 Q And one of the ways that you are distinguishing
16 those By-Laws is in how membership in the corporation might be
17 terminated. Now, with that in mind --

18 JUDGE CHACHKIN: Is that correct? Shaking your head
19 doesn't do it for the reporter.

20 DR. CROUCH: Yes. That is correct, sir.

21 BY MR. SHOOK:

22 Q All right. With that in mind, looking at the By-
23 Laws of Translator TV, Inc., and I'm -- there's going to be a
24 little back and forth here, so bear with me if I lose you.

25 A Okay.

1 Q That speaks of termination of membership, and appar-
2 ently there are no real protections written into the By-Laws.
3 Would that be your understanding?

4 A Correct.

5 Q Now, with that in mind, how did this come about?

6 A Let me start, Mr. Shook, by giving you the, the, the
7 reason for adding that bit of protective language in the la--
8 By-Laws for Trinity Broadcasting. My wife and I perceived
9 that this, after some years, was going to be -- the area that
10 we would give the best years of our lives to, and we felt
11 that, and Mr. Juggert agreed, and earlier members of the Board
12 also agreed that I as the founder and president of Trinity
13 Broadcasting should have some reasonable amount of protection
14 from, shall we say, unfriendly takeover that can occur in
15 nonprofit corporations just as it can in the big business
16 world of for-profit corporations. So, that protective lan-
17 guage was put in there basically to give my wife and me some
18 assurance that we couldn't just be arbitrarily removed from
19 the Board of Directors of Trinity Broadcasting Network for
20 some capricious reason. It would have to be due cause, and
21 that cause was fairly well spelled out in the By-Laws.

22 As opposed to National Minority. National Minority
23 was an entity that we never perceived that we would be in-
24 volved with forever. It was Trinity's goal to sponsor this
25 new minority dominated corporation to fulfill, as I testified,

1 the admonition of Mr. Richard Wiley to, to do everything that
2 we could to begin to implement the Commission's policy of
3 integrating minorities into -- or should I say inviting minor-
4 ities into participation in the ownership and the Board of
5 Directors of, of this corporation. So, we never perceived
6 that that protective language was necessary. I always envi-
7 sioned the day that this corporation would, would ultimately
8 become viable, would be sent off to fulfill its role in its
9 commission, just as Trinity had helped sponsor other organiza-
10 tions, which today we have no involvement in whatsoever, ever,
11 other than perhaps a, a programming affiliation agreement.

12 So, to answer your question specifically, we just
13 didn't perceive that this corporation was that long a term
14 situation for myself and/or my wife or Mr. Juggert, and so we
15 did not seek that same kind of protective language in the By-
16 Laws.

17 Q Are you telling me, then, that the language that
18 appears here is a result of a specific conversation or direc-
19 tive that you had with Mr. Juggert as to what protection
20 should or should not be written into the Translator TV, Inc.,
21 By-Laws?

22 A I don't recall any specific conversation with Mr.
23 Juggert, Mr. Shook. We just didn't seek that in this
24 instance.

25 Q Well, what I'm trying to determine as, as well as I

1 can is whether the language that we see here in the By-Laws of
2 Translator TV, Inc., specifically the Roman Numeral II,
3 Section 3 language about termination of membership, whether
4 that was the product of some conscious thought or whether this
5 was basically taking a set of By-Laws and drawing them up and
6 here we are?

7 A I think what you've just said is what happened. Mr.
8 Juggert took a typical set of, of By-Laws for a typical non-
9 profit -- religious-oriented nonprofit corporation and there
10 you have it. I don't recall any specific conversation with
11 Mr. Juggert concerning this section at all.

12 Q Now, turning to page 3, this would be Roman Numeral
13 III, Section 2, is the part that I would like you to focus on
14 now.

15 A I'm there.

16 Q And that would be, "The authorized number of
17 Directors shall be no more than 10 members and at least three
18 members until the number of Directors is changed by amendment
19 to these By-Laws." Do you see that?

20 A Yes, sir.

21 Q Do you recall there being any discussion -- well,
22 first of all, Mr. Juggert would have been the author of this
23 language also, would he not?

24 A Yes, I believe so.

25 Q Do you recall there being any discussion with Mr.

1 Juggert about the number of Directors, minimum and maximum,
2 that you would like this corporation to have?

3 A I recall no such discussion.

4 Q Now, prior to the time of your deposition, did you
5 have any awareness as to the possible maximum number of
6 Directors for Translator TV, Inc.?

7 A I may have, but I, I certainly wasn't focused on it
8 until the time of my deposition and these proceedings.

9 Q Moving on to section 3, "The term of office of each
10 Director shall be three years or until his successor is
11 elected." Did you ever have an understanding that the term of
12 the Director could be three years?

13 A I, I remember no such discussion.

14 Q Well, that, that wasn't exactly my question. My
15 question was do you recall ever having an awareness that the
16 term of a Director could be three years?

17 A Yes. I am generally aware, I think, in virtually
18 all of the Trinity and Trinity related or affiliate organiza-
19 tions that that is, I think, pretty much a common term.

20 Q Would it be your understanding that this common term
21 exists because of some peculiarity in California law or do you
22 have any knowledge on that subject at all?

23 A I have no knowledge on that.

24 Q Now, moving on to -- it would be Roman Numeral V,
25 and the pages that I would like you not to study so much but

1 | just glance at and have a general awareness of would be pages
2 | 9 through 11 where the responsibilities of Officers are set
3 | forth.

4 | A Yes. I'm there.

5 | Q Specifically now, looking at page 11, subpart (e)
6 | where it speaks of Chief Financial Officer --

7 | A Yes. I'm there.

8 | Q All right. Now, according to the By-Laws, the Chief
9 | Financial Officer, there are three enumerated sections here
10 | that concern that, that person. Do you see that?

11 | A Yes.

12 | Q Do you recall there being any discussion with
13 | Reverend Espinoza about -- and this is between you and him --
14 | about what it is that he might have to concern himself with as
15 | Chief Financial Officer?

16 | A That discussion did not occur between himself and
17 | myself.

18 | Q Are you aware of any conversation between the
19 | Reverend Espinoza and someone else?

20 | A No, sir.

21 | Q How did it come about that you were the President of
22 | Translator TV, Inc., as opposed to holding some other office?

23 | A I, I really don't know. I just -- in that first
24 | organizational meeting, I think I generally recall that we
25 | kicked around the thoughts of who should fill which office,

1 and I think all of us, including myself, agreed that since
2 Trinity Broadcasting was going to be the sponsoring corpora-
3 tion, we didn't know really what direction this little company
4 was going to take. We knew that funds would have to be loaned
5 from Trinity. It just kind of seemed logical that I should
6 serve as the President of both corporations.

7 Q Now, has there been a corporation that, that TBN has
8 sponsored or given birth to, for lack of better words right
9 now, where you weren't the President at the outset?

10 A Yes. I think that Community Educational Television,
11 Jacksonville Educators Broadcasting would be two examples that
12 I am not the President of.

13 Q No. I'm not saying not the President of now, I'm
14 saying when the corporation was born, when it was launched,
15 set forth.

16 A CET, as I explained earlier, was basically generated
17 through the, the gift of a, of a corporation and a piece of
18 property to, to Trinity. I think for a short period of time I
19 was President of Paradise Acres, whose name was later changed
20 to Community Educational Television. But I, I believe I can
21 say with certainty that at the time that CET acquired its
22 first station in Harlingen, Texas, that we had invited, "we"
23 meaning the Board of Paradise Acres/CET, had invited another
24 individual to serve as the President. I believe. I, I could
25 stand corrected, but I don't believe I was ever the President

1 of CET while it was the licensee of a, of a TV station. I was
2 never the President of JEB.

3 Q Now, CET/Paradise Acres came into being 1984?

4 A Approximately. I believe so.

5 Q JEB came into being 1989?

6 A I believe that's close.

7 Q But when CET was first formed, you were the
8 President?

9 A Remember, that was an existing corporation, Paradise
10 Acres, and the way that transaction occurred is the Board of
11 Paradise Acres simply resigned and I, Mr. Juggert, and I
12 believe Mrs. Duff -- I'm not 100 percent sure who all the
13 members were at that time, were then elected to that Board of
14 Directors. That was the way the corporation and assets to
15 that corporation were passed.

16 Q Howard, could you place before the -- Dr. Crouch,
17 it's TBF Exhibit 36, and that appears in Volume 1-E, and what
18 I'd like him to turn to is Tab B of that Exhibit, and it's the
19 By-Laws of Trinity Broadcasting of Florida, Inc.

20 A I have them.

21 Q Now, Dr. Crouch, what I'd like you to focus your
22 attention on is Roman Numeral II, Section 3, and it's rather
23 detailed. It begins on page 1 and covers the entirety of page
24 2. It's the section called Termination of Membership.

25 A Yes, sir. I'm there.

1 Q Now -- and you don't have to do this from memory.
2 I'm going to actually direct you to something here. Your
3 testimony -- you could have -- what I want you to look at on
4 one part and now take your testimony out and go to tab C.

5 A I'm there.

6 Q Pages 8 and 9 of that tab.

7 A I'm there.

8 Q Now, am I correct that the Termination of Membership
9 section in the Florida By-Laws is identical to the Termination
10 of Membership section in the By-Laws of TBN?

11 A They certainly appear to be.

12 Q Now, you've described in your own testimony how the
13 change in the By-Laws of TBN came about. Looking at the By-
14 Laws of TBF, Trinity Broadcasting of Florida, in the first
15 instance I'd like you to turn to page 15.

16 A Okay. I'm there.

17 Q All right. Now, just to verify something, the copy
18 that I have is not signed. There is a place for Norman G.
19 Juggert, Secretary, to sign, but my copy is blank; and then
20 there's a second place where it says Secretary Certificate,
21 and there is an indication of when the By-Laws were adopted,
22 and that section contains no date and no signature.

23 A I see that.

24 Q You see that? Do you have any knowledge as to when
25 the By-Laws of Trinity Broadcasting of Florida that we have

1 here came into being?

2 A Well, it would have had to been around the same time
3 that we acquired Trinity of Florida, which was in 1980. So, I
4 presume this would have been in the first part of 1980.

5 Q Are you saying that these are the By-Laws which were
6 initially adopted for Trinity Broadcasting of Florida as
7 opposed to an amendment?

8 A This certainly could be.

9 Q Well --

10 A I don't know that for sure.

11 Q That's what I'm trying to find out, is what, what
12 you know relative to these By-Laws, whether these are the By-
13 Laws, not only as they exist now, but whether they are -- they
14 -- were they, excuse me, were they the original By-Laws for
15 Trinity Broadcasting of Florida?

16 A I believe them to be the original By-Laws. They,
17 they fit the, the pattern of original By-Laws, I think, more
18 than those that were later amended.

19 Q Would it be your testimony then that the original
20 By-Laws of a corporation such as Trinity Broadcasting of
21 Florida, Oklahoma City, Indiana, Washington, et cetera, that
22 those By-Laws contained the protection for termination of
23 membership of the office of President that exists in the TBN
24 By-Laws?

25 A You know, sir, I, I do not know for sure if each and

1 every one of the corporation By-Laws got amended with that
2 protection or not. It certainly was my desire that they be so
3 amended. And looking even at the By-Laws of Trinity
4 Broadcasting Network, it doesn't really look to me like this
5 contains that amendment that I do believe to be in effect with
6 regard to the Trinity Broadcasting Network.

7 Q Well, you may be confusing something here. The part
8 of the Trinity By-Laws that I wanted you to look at was not
9 the By-Laws -- are you in tab C of your testimony?

10 A Yes.

11 Q All right. The By-Laws that I had wanted you to
12 focus on were not the ones initially adopted by Trinity
13 Broadcasting Network, but the ones that were amended in 1978
14 in accordance with your testimony, and for that I had directed
15 you to pages 8 and 9 of tab C.

16 A Yes.

17 Q And you can verify the date of those amended By-Laws
18 by referring to page 22.

19 A Yes. The date that you refer to is apparently
20 November 24, 1979.

21 Q Right. So, those would be the updated version of
22 the By-Laws of Trinity Broadcasting Network and they contain
23 the protection that you testified about.

24 A Well, what's troubling me, Mr. Shook, is even in the
25 Trinity Broadcasting Network -- oh, yes. I'm sorry. I do see

1 the protective language here now in the Trinity Broadcasting
2 Network By-Laws. What was confusing me is that Section 3,
3 even in TBN look identical to Section 3 of Trinity of Florida.
4 But I see now that Trinity of Florida -- I'm sorry. I see
5 that Trinity of Florida's By-Laws do contain that protective
6 --

7 Q All right. Let's, let's see if we can unconfuse
8 ourselves here.

9 A Please.

10 Q What my questions are focusing on is in corporations
11 such as Trinity Broadcasting of Florida, the protection does
12 appear for -- that there has to be cause for removal of your-
13 self from the office of President.

14 A I see that now.

15 Q You see that? And what I'm asking, first of all, is
16 whether the By-Laws that we're looking at here for Trinity
17 Broadcasting of Florida, when did those By-Laws come into
18 being, if you know, because what we have here is neither
19 signed nor dated?

20 A My, my best belief is that they came into being in
21 early 1980 as we were in the process of acquiring Channel 45,
22 Miami.

23 Q Now, my next question then is with respect to the
24 other Trinity companies, Trinity of Arizona, of Oklahoma City,
25 of Indiana, of Washington, of Texas --